IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA Richmond Division

SAMUEL FORBES,)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:16cv943
)	
KARLEIGH, INC. f/k/a)	
VALENTINE & KEBARTAS, INC	C.,)	
VALENTINE & KEBARTAS, INC., and)	
VALENTINE & KEBARTAS, LLC,)	
)	
Defendants.)	

DEFENDANT VALENTINE & KEBARTAS, LLC'S MOTION TO DISMISSFIRST AMENDED COMPLAINT OR STAY AND COMPEL ARBITRATION OR TRANSFER VENUE

Defendant Valentine & Kebartas, LLC (the "Defendant" or "V&K, LLC"), by counsel, hereby moves the Court to dismiss Plaintiff Samuel Forbes's ("Plaintiff") First Amended Complaint [ECF No. 4] pursuant to Rules 12(b)(1), 12(b)(3), and 12(b)(6) of the *Federal Rules of Civil Procedure*, or in the alternative, stay the proceedings and compel arbitration, or in the alternative, transfer venue to the Western District, for the reasons set forth in Defendant's accompanying memorandum in support.

Dated: January 23, 2017 Respectfully Submitted,

VALENTINE & KEBARTAS, LLC

By Counsel

/s/ Cullen D. Seltzer
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CERTIFICATE OF SERVICE

I hereby certify that on the 23rd day of January, 2017, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing to the following:

Dale W. Pittman, Esquire The Law Office of Dale W. Pittman The Eliza Spotswood House 112-A West Tabb Street Petersburg, Virginia 23803 Telephone: (804) 861-6000

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Counsel for Plaintiff

and sent by first class mail, postage prepaid to:

Robert M. Kebartas
15 Union Street
Lawrence, Massachusetts 01840
Registered Agent for Karleigh, Inc., f/k/a Valentine & Kebartas, Inc. and Valentine & Kebartas, Inc.

/s/

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